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OFFICE OF PETITIONS

In re Application of	:	
Croft, et al.	:	
Application No. 10/725,816	:	DECISION ACCORDING STATUS
Filed: December 2, 2003	:	UNDER 37 CFR 1.47(a)
Attorney Docket No. 29939/38936B	:	
For: VERSATILE DOG HOUSE	:	

This is in response to the petition under 37 CFR 1.47(a), filed December 13, 2004 (certificate of mailing date December 8, 2004).

The petition is granted.

Petitioners have shown that the non-signing inventor, Frederick Cruz, has constructively refused to join in the filing of the above-identified application after having been presented with the application papers. Specifically, the statement of facts of Attorney Russell C. Petersen establishes that the non-signing inventor was successfully mailed the application papers, including the specification, claims, and drawings, but he failed to respond to the request that he sign the declaration. Petitioners have submitted a declaration in compliance with 37 CFR 1.63 and 1.64.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

It is noted that petitioners have still not submitted replacement drawings in response to the June 8, 2004 Notice to File Missing Parts of Nonprovisional Application. An additional extension of time may be required.

After this decision is mailed, the above-identified application will be forwarded to the Office of Initial Patent Examination for further processing.

Application No. 10/725,816

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Telephone inquiries should be directed to the undersigned at (571) 272-3230.

A handwritten signature in black ink, appearing to read "E. Shirene Willis". The signature is written in a cursive, flowing style.

E. Shirene Willis
Senior Petitions Attorney
Office of Petitions